09/463474%.L 428 Rec'd PO/PTO 2 1 JAN 2000

Express Mail No.: EL 236 252 960 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sinn et al.

Serial No.: UNASSIGNED

Group Art Unit: UNASSIGNED

Filed: HEREWITH

Examiner: UNASSIGNED

For:

CONJUGATE FOR

Attorney Docket No.:

8484-077-999

DIFFERENTIATING BETWEEN,

HEALTHY AND UNHEALTHY

TISSUE

PRELIMINARY AMENDMENT UNDER 37 C.F.R. §1.111

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with Rule 111 of the Rules of Practice, please consider and enter the following amendments and remarks.

<u>AMENDMENTS</u>

IN THE CLAIMS:

Please cancel claim 11.

Please amend the claims as follows:

1. (Amended) A conjugate [,] for distinguishing unhealthy tissue from healthy tissue comprising a fluorescent compound, a connector and a carrier, wherein the fluorescent compound and the carrier are [connected] joined via [an acidic ester or acidic amide bond or an enane bridge, the carrier is selected from the group consisting of serum albumin or a

Ap,

CA1 - 236957.1